



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

DENNIS G. LAPOINTE
LAPOINTE LAW GROUP, PL
PO BOX 1294
TARPON SPRINGS FL 34688-1294

COPY MAILED

MAY 03 2006

OFFICE OF PETITIONS

In re Application of: :
Watabe et al. :
Application No. 10/775,862 : ON PETITION
Filed: February 10, 2004, :
Docket No.:1582.34 :

This is a decision on the renewed petition filed January 25, 2006, which is being treated as a petition under 37 CFR 1.181 (no fee) requesting withdrawal of the holding of abandonment.

The petition is granted.

The supplemented showing is sufficient to establish that the Office action of April 7, 2005, was not received at the address to which it was mailed. As such the holding of abandonment is withdrawn and this application is recognized as not abandoned in the first instance.

Since applicant has also prepared a reply to the non-received Office action it not necessary for the Technology Center to remail the office action.

This application is being to the Technology Center to consider the reply to the Office action. The delay in treating this petition is regretted.

Telephone inquiries related to this communication should be directed to the undersigned at (571) 272-3217.

Brian Hearn
Petitions Examiner
Office of Petitions